

1AP20 Rec'd PCT/PTO 23 JAN 2006

Attorney Docket: 27144U

MAIL STOP PCT

U.S. Department Of Commerce, Patent And Trademark Office		Date: January 23, 2006
Transmittal Letter To The United States Designated/Elected Office (DO/EO/US) Concerning A Filing Under 35 U.S.C. 371		U.S. Application No. (if known): 10/365526
International Application No.: PCT/EP2004/051680	International Filing Date: 30 July 2004 (30.07.2004)	Priority Date Claimed: 31 July 2003 (31.07.2003) EP
Title of Invention: NOVEL 6-PHENYLPHENANTHRIDINES		
Applicants for DO/EO/US: SCHMIDT, Beate		

Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- ☒ This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ The US has been elected (Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)):
 - ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - ☐ has been communicated by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
- ☐ An English translation of the International Application as filed (35 U.S.C. 371(c)(2)).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ are attached hereto (required only if not transmitted by the International Bureau).
 - ☐ have been communicated by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - ☒ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:

- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☒ A **FIRST** preliminary amendment.
- ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment
- ☐ A substitute specification.
- ☐ A change of power of attorney and/or address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825
- ☐ A second copy of the published international application under 35 USC 154(d)(4)
- ☐ A second copy of the English language translation of the international application under 35 USC 154(d)(4)
- ☒ Other items or information:
 TRANSMITTAL LETTER; APPLICATION DATA SHEET; INTERNATIONAL PUBLICATION NUMBER: WO 2005/012253 A1, WITH PCT/ISA/210 (INTERNATIONAL SEARCH REPORT); INTERNATIONAL PUBLICATION DATE: 10 FEBRUARY 2005 (10.02.2005), WHICH CONSISTS OF 34 PAGES: 2 PAGES FOR THE COVER SHEET, 28 PAGES OF TEXTUAL SPECIFICATION, 4 PAGES OF 11 CLAIMS, 0 SHEETS OF DRAWINGS; **PRELIMINARY AMENDMENT WITH APPENDICES A AND B TO BE EXAMINED**; EXECUTED DECLARATION AND POWER OF ATTORNEY; PCT/ISA/237 (WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY); PCT/IB/304 (NOTIFICATION CONCERNING SUBMISSION OR TRANSMITTAL OF PRIORITY DOCUMENT); PCT/IB/308 (SECOND AND SUPPLEMENTARY NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION); PCT/RO/101 (PCT REQUEST); POSTCARD FOR EARLY NOTIFICATION OF THE SERIAL NUMBER REQUEST.

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U.S. Application Number: (Unknown): Not Yet Assigned 10/565526		International Application Number: PCT/EP2004/051680		Date: January 23, 2006			
The following fees are submitted: 21. Basic National Fee (37 CFR 1.492(a)) \$ 300.00 22. Examination Fee (37 CFR 1.492 (c)) If the written opinion prepared by ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$ 0.00 All other situations \$ 200.00 23. Search Fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$ 0.00 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$ 100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$ 400.00 All other situations \$ 500.00 Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$ 250.00 for each additional 50 sheets of paper or fraction thereof. ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS \$ 300.00 \$ 200.00 \$ 400.00 \$ 900.00		PTO USE ONLY	
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 0.00			
CLAIMS	NUMBER: FILED	NUMBER: EXTRA	RATE				
TOTAL	9-20=	0	X \$ 50.00	\$ 0.00			
INDEPENDENT	1-3=	0	X \$ 200.00	\$ 0.00			
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$ 0.00			
TOTAL OF ABOVE CALCULATIONS =				\$ 900.00			
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00			
SUBTOTAL =				\$ 900.00			
Processing fee of \$130.00 for furnishing the English translation later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				\$ 0.00			
TOTAL NATIONAL FEE =				\$ 900.00			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 0.00			
TOTAL FEES ENCLOSED =				\$ 900.00			
				Amount to be: refunded charged	\$ \$		

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U.S. Application Number:
() known () Not Yet Assigned
107565526

International Application
Number: PCT/EP2004/051680

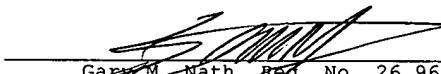
Date: January 23, 2006

- a. ☒ One check in the amount of \$ 900.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account Number: 14-0112 in the amount of \$ _____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. ☒ The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account Number: 14-0112.
- d. ☐ Fees are to be charged to a credit card ☐ WARNING: Information on this form may become public ☐ Credit Card Information should not be included on this form.
☐ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

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112 South West Street,
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCHMIDT

Serial No.: Not Yet Assigned

Filed: January 23, 2006

International Application No.: PCT/EP2004/051680

International Filing Date: 30 July 2004 (30.07.2004)

Title: **NOVEL 6-PHENYLPHENANTHRIDINES**

TRANSMITTAL LETTER

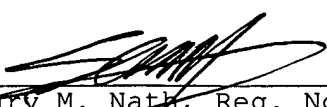
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Application Data Sheet;
- 2) Transmittal Letter to U.S. Designated/Elected Office (DO/EO/US) Concerning filing under 35 U.S.C. 371;
- 3) International Publication Number: WO 2005/012253 A1, with PCT/ISA/210 (International Search Report); International Publication Date: 10 February 2005 (10.02.2005), which consists of 34 pages:
 - 2 pages for the Cover Sheet,
 - 28 pages of Textual Specification,
 - 4 pages of 11 Claims,
 - 0 sheets of Drawings;
- 4) **Preliminary Amendment with Appendices A and B to be Examined;**
- 5) Executed Declaration and Power of Attorney;
- 6) PCT/ISA/237 (Written Opinion of the International Searching Authority);
- 7) PCT/IB/304 (Notification Concerning Submission or Transmittal of Priority Document);
- 8) PCT/IB/308 (Second and Supplementary Notice Informing the Applicant of the Communication of the International Application);
- 9) PCT/RO/101 (PCT Request);
- 10) Check No.: 1550 in the Amount of \$ 900.00 for Basic Filing Fee, which includes the Search and Examination Fees, as a Large Entity;
- 11) Postcard for Early Notification of the Serial Number Request.

Respectfully submitted,
NATH & ASSOCIATES PLLC


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GMN/SMM/le (NatlPhase.Application)